

1 **Thomas P. Riley, SBN 194706**  
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
3 **First Library Square**  
4 **1114 Fremont Avenue**  
5 **South Pasadena, CA 91030-3227**

6 **Tel: 626-799-9797**  
7 **Fax: 626-799-9795**  
8 **TPRLAW@att.net**

9 **Attorneys for Plaintiff**  
10 **Joe Hand Promotions, Inc.**

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **Joe Hand Promotions, Inc.,**

14 **Plaintiff,**

15 **vs.**

16 **Tony Ho, et al.,**

17 **Defendants.**

**CASE NO. 5:12-cv-05873-LHK**

**STIPULATION OF DISMISSAL OF  
PLAINTIFF'S COMPLAINT AGAINST  
DEFENDANTS TONY HO, individually and  
d/b/a EIGHT HEAVEN RESTAURANT, and  
EIGHT HEAVEN LOUNGE, LLC, an  
unknown business entity d/b/a EIGHT  
HEAVEN RESTAURANT**

18 **IT IS HEREBY STIPULATED** by and between Plaintiff JOE HAND PROMOTIONS, INC.  
19 and Defendants TONY HO, individually and d/b/a EIGHT HEAVEN RESTAURANT, that the  
20 above-entitled action is hereby dismissed **without prejudice** against TONY HO, individually and  
21 d/b/a EIGHT HEAVEN RESTAURANT, and EIGHT HEAVEN LOUNGE, LLC, an unknown  
22 business entity d/b/a EIGHT HEAVEN RESTAURANT, and subject to the Court's jurisdiction to  
enforce the settlement agreement reached between the Parties.

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1 IT IS FURTHER STIPULATED that provided no Party referenced above has filed a  
2 motion to reopen this action by May 18, 2013, the dismissal shall be deemed to be with prejudice.

3 This dismissal is made pursuant to Federal Rules of Civil Procedure 41(a)(1). Each Party  
4 referenced-above and below shall bear its own attorneys' fees and costs.

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8 Dated: March 12, 2013

  
LAW OFFICES OF THOMAS P. RILEY, P.C.

9 By: Thomas P. Riley  
10 Attorneys for Plaintiff  
11 JOE HAND PROMOTIONS, INC.

12  
13 Dated: 3/12/2013

  
ANH H. NGUYEN, ATTORNEY AT LAW

14 By: Anh H. Nguyen  
15 Attorneys for Defendants  
16 TONY HO, individually and d/b/a  
17 EIGHT HEAVEN RESTAURANT, and  
18 EIGHT HEAVEN LOUNGE, LLC, an unknown  
19 business entity d/b/a  
20 EIGHT HEAVEN RESTAURANT

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23 IT IS SO ORDERED:

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25   
26 The Honorable Lucy H. Koh  
27 United States District Court  
28 Northern District of California

Dated: March 15, 2013

**PROOF OF SERVICE (SERVICE BY MAIL)**

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is First Library Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On March 12, 2013, I caused to serve the following documents entitled:

**STIPULATION OF DISMISSAL OF PLAINTIFF'S COMPLAINT AGAINST DEFENDANTS TONY HO, individually and d/b/a EIGHT HEAVEN RESTAURANT, and EIGHT HEAVEN LOUNGE, LLC, an unknown business entity d/b/a EIGHT HEAVEN RESTAURANT**

On all parties referenced by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was addressed to:

Ms. Anh H. Nguyen, Esquire  
**ANH H. NGUYEN, ATTORNEY AT LAW**  
1110 Franklin Street, Suite 1  
Oakland, CA 94607

(Attorneys for Defendants)

The fully sealed envelope with pre-paid postage was thereafter placed in our law firm's outbound mail receptacle in order that this particular piece of mail could be taken to the United States Post Office in South Pasadena, California later this day by myself (or by another administrative assistant duly employed by our law firm).

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on March 12, 2013, at South Pasadena, California.

Dated: March 12, 2013

  
**INESA MAMIDJANYAN**